IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL APPEAL No 716 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE B.J.SHETHNA
and
Hon'ble MR.JUSTICE D.P.BUCH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

JAMAN RAVAJI@ SHIVRAM

Versus

STATE OF GUJARAT

Appearance:

1. Criminal Appeal No. 716 of 1993

MR YV BRAHMBHATT for Petitioner No. 1

MR KP RAVAL APP for Respondent No. 1

CORAM : MR.JUSTICE B.J.SHETHNA
and
MR.JUSTICE D.P.BUCH

Date of decision: 27/12/2001

ORAL JUDGEMENT

(Per : MR.JUSTICE B.J.SHETHNA)

The appellant-accused-Jaman Ravaji @Shivram has filed this appeal through jail challenging the impugned judgment and order of conviction and sentence dated 28.6.1992 passed by the learned Addl. Sessions Judge, Jamnagar in Sessions Case No.32 of 1993 whereby he was convicted for the offences under Section 135(1) of Bombay Police Act and Sections 302 and 447 of IPC. He has been sentenced simple imprisonment for 4 months S.I. and fine of Rs.100/= in default to further under go 10 days S.I. for the offence under Section 135(1) of the Bombay Police Act and sentenced to suffer simple imprisonment for one month for the offence under Section 447 of IPC and life imprisonment and to pay a fine of Rs.250/= in default to further undergo S.I. for 3 months for the offence under Section 302 of IPC. All these sentences were ordered to run concurrently.

This matter is listed at Sr. No.38 in the running final hearing Board dated 26.11.2001. Today, learned APP, Shri K.P.Raval produced before us jail record of the appellant-accused-Jaman Ravaji @Shivram. In the remarks column, it has been mentioned that during the treatment at Ahmedabad Civil Hospital, he died on 5.10.1996.

In that view of the matter, this appeal abates and legal heirs of appellant-accused are not interested in prosecuting the appeal further. Therefore, this appeal stands abated and accordingly it is dismissed. The jail record is ordered to be kept on record.

(B.J.Shethna, J.)

(D.P.Buch, J.)

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